🐒 State of California, State Water Resources Control Board Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

S002622

2005, 2006, 2007

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| | | JANICE OST BD | 0000 | V | | | orp, | | | Please Cor | nplete and | d Return_T | CO | by JUL 1, 2008 |
| arv (| Contact: | & JANICE | X | | | | 4. | Agent: | | | | SO. | JUN 17 | SALNOS ERIVA EL |
| IG A | GIFFEN | & JANICE | M GIFFEI | N REV LIV | TR DATE | ED 4-28-03 | 17 | Address: | | | | S | ~~ | ONTI-ON |
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| 3. | Year of | <u>First Use</u> : | (Please pr | rovide if m | issing in th | ne Division | of Rights | database (e | wrims)) | | | | | |
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| | | Reduction in consumptive use: Year | (AF/MG) Year | (AF/MG) | Year | (AF/MG) |
|-----|--------|--|---|---|--|---|
| | | I have data to support the abov | e surface water use r | eductions due to conservation | n efforts. YES NO | |
| 2. | Wat | er quality and wastewater reclan | nation | | | |
| | a. | Are you now or have you been a degree which unreasonably a | using reclaimed wate affects such water for | er from a wastewater treatment other beneficial uses? YES _ | nt facility, desalination facili NO _X | ty or water polluted by waste to |
| | b. | If you are claiming credit due to appropriative right under sectio supply used: | the substitution of ren 1010 of the Water C | claimed water, desalinated w Code, please show amounts c | ater or polluted water in lie of reduced diversions and a | u of a claimed pre-1914 imounts of substitute water |
| | | Amount of reduced diversion: Year | (AF/MG) Year | (AF/MG) | Year | (AF/MG) |
| | | State the type of substitute wat | er supply: | | | |
| | | Amount of substitute water sup Year I have data to support the abov | ply used: (AF/MG) Year | (AF/MG) | Year | (AF/MG) |
| | | I have data to support the abov | e surface water use r | eductions due to the use of a | substitute water supply. Y | ES NO |
| 3. | Con | junctive use of surface water and | d groundwater | | | |
| | a. | Are you now using groundwate | r in lieu of surface wa | ter? YES NO | · | • |
| sou | ght in | If you are claiming credit due to Code, please show the amount Year I have data to support the above and that it may be necessary to the future. | s of groundwater use (AF/MG) Year e surface water use reduced the water surface | d:(AF/MG) eductions due to the use of gr avings claimed in "F" above if | Year Normalist YES N | (AF/MG) |
| | | that the information in this repor | | - | | A |
| DA. | TE: _ | June 12 , 2008 | at <u>Tucson</u> | | | , Califernia AVIZONC |
| SIG | NATI | URE: <u>anie M.</u> | Arflen | | | |
| PRI | NTE | June 12, 2008 URE: Janie M. O NAME: Janice M. (first name | Giffen G | orthe Buiee M.C middle initial) | Giffen Revocable (last name) | Trust eta 2/12/1996 |
| СО | MPAI | NY NAME: | | | | . |
| ITE | M | If there is insufficient spa | ace for your answers, | please use the space provide | ed below or add an attachm | nent sheet. |
| | Р | diverted water (exceuse and surface eva and back into the or Pine Creek through | ept for minimal do aporation from Sr iginal stream cha underground hyd RALINFORMATION | PERTAINING TO WATER R | ag Lake. Except for water exits Snag Lake holes in lake botton | minimal domestic e via a spillway m and back into |
| | | There are two princi | pal types of surface w | vater rights in California. The | y are riparian and appropri | ative rights. |

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

Californis Division of Water Rights.

State Water Resources Control Board

My name is Janice Giffen. I recieved the new Statement of Water Diversion Use. I need copies of the old statements no S002622and S015223 so I can fill out the new statement. My husband always took care of this but he has passed away. Thank you:

Janice Giffen 10991 E. Limberlost Rd. Tucson, AZ, 85749

Phone # 520-749-6683

e-mail_snaglake@msn.com

FAXED COPIES S120108 BR Division of Water Rights, P.O. Box 2000, Sacramento, 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400, Web: http://www.waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATE \$400,2602,25% \$ % 2 0 0 2 CONTRO2000,2001, 2002

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

2003 SEP -2 AM 9: 15 Please Complete and Return This Form by September 1, 2003. *If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: CANDCE M. STEEEN REVOCABLE BRUST U/A DATED FEB 12 1996 TEN HIGHTS Craig A. Giffen and Janice M. Giffen Revocable Living TrastMedies 4/28/03

Craig A. Giffen cond Janice M. Giffen Revocable Living Trust CONTACT PHONE NO.: (520)749-6683

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: Gate & 4/28/03

PRIMARY CONTACT PHONE NO.: (520)749-6683

PRIMARY CONTACT PHONE NO.: (520)749-6683

PRIMARY CONTACT PHONE NO.: (520)749-6683

10991 E LIMBERLOST RD e/o Craig A. Giffen, Trustee TUCSON, AZ 85749

(af/mg) yr_

ST-SUPPL (6-03)

I have data to support the above surface water use reductions due to conservation efforts. YES ____ NO ___

www.waterrights.ca.gov USER NAME: S002622 PASSWORD: D14695

__ (af/mg)_yr___

OCT - 9 2003

| | | 340 | -749-(| 6683 | | | | | | | | 1 | | |
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| ۹. | Water is | used unde | <u>r</u> : Riparian | claim | <u> </u> | [:] Pre | e 1914 righ | nt <u>'</u> | | | explain); _ | | 7, | 1 |
| B. C. | | | ease provide Ter the ame | | e approxin | | nt) of wate | er used ea Acre-feet | | Tata Ma Other | ol consi y be 5 | amptive ± Ac. F | use (e t, per s | vaporo lien) year |
| | Year | Jan | Feb | Mar | Apr | May . | June | July | Aug | Sept | Oct | Nov | Dec | Total Annual |
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| | Irrigation | | * | | | | | | DOINE STICE | 1000 | sour be | r year | | :1 / - |
| Ε. | Changes dam, loca | ing, su in Method ation of div | of Diversion, etc. | ຊຸ່ Fish <u>m</u> – Dëscril) | val 510 c be any ch | ditch ICE 5 anges in y mont | durers us keting our project | on 1st ando since you | ther rec ur previous | reation statement Hoan | en loyma wes filed to is mis | ent and New pu Halled a | mp, enlarg | th water-for the enjoyment, ged diversión touto escatic use, |
| F. | Please a | nswer only | those ques | stions; belov | w which a | re applicat | ole to your | project. | | 110 | , | , | | |
| | 1. Con a. | Are you not be describe | of water low employ any water | ing water o | onservation efforts y | on efforts? you have in | YES nitiated: | NO <u>X</u> | | | | | | |
| | b. | If credit to | oward bene inder section | ficial use o | f water un the Water | der claime Code, ple | ed pre 191 ase show | 4 appropr the amou | iative wate nts of wate | r right for v r conserve | vater not u d: | used due to | o a conser | vation effort is |
| | | Reduction | ns in Divers | | | | | | | | | • | | |
| | | yr | | | (af/mg) |) yr | | _ | (af/m | g) yr | | · . | (af/ | mg) |
| | | Reduction | ns in consu | mptive use |): | | | | | | | | | |

| 2. | Wat | ter quality and wastewater reclamation |
|----|---------------------------------------|---|
| | a. | Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES NO |
| | b. | If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used: |
| | | yr (af/mg) yr (af/mg) yr (af/mg) yr (af/mg) I have data to support the above surface water use reductions due to wastewater reclamation. YES NO |
| 3. | Con | junctive use of surface water and groundwater |
| | a. | Are you now using groundwater in lieu of surface water? YES NO _X |
| | b. | If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used: |
| | | yr (af/mg) yr (af/mg) yr (af/mg) I have data to support the above surface water use reductions due to conjunctive use efforts. YES NO |
| | | rstand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is tin the future. |
| | decla | are that the information in this report is true to the best of my knowledge and belief. |
| | DATE | August 26, 2003 at Sneg Lake (Modor County), California |
| | | ATURE Craig a Liffan |
| ı | PŘINT | TED NAME: Giften (middle init.) (last name) |
| • | SOMF | MUNHAME: Craig A Giffen and slavine M. Giffen Rancable Living Trust dotal 4/28/03 |
| | (04.4 | If there is insufficient space for your answers, please use the space provided below. |
| İ | TEM | CONTINUATION |
| | C | All of the diverted water comes from spings on the riparian property and |
| | · | 15 a 100% diversion. All diverted water (except for minimal domestic use) |
| | · · · · · · · · · · · · · · · · · · · | enters Snag Lake. Except for minimal domestic use and surface. |
| | | evaporation from Snaglake the directed water exits Snag bake via |
| | | spilling and back into original stream channel or via seepage and holes in take of the march of the process through and springs hydrology and springs are two principal types of surface water rights in California. They are riparian and appropriative rights. |
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| | the sa reserv | rian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in- me watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without ration of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. an rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water water water sin |

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"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption.

For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at http://www.swrcb.ca.gov"

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a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream

An <u>appropriative rights required for use of water on nonriparian land and for storage of water</u>. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future

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STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

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See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

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| CONTINUATION | | | | | | |
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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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WR40-1 (4/96)

STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION A

If the information below is inaccurate, please line it out in red and provide current information Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

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STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 1 1994 JUN - 4996) 1967 2820 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE DIV. OF WATER RIGHTS ERTER OF RECORD: SACRAMENTO STATEMENT NO: 002622

DIVERTER OF RECORD:

CRAIG A & JANICE M GIFFEN 28262 EVERGREEN DRIVE CONIFER, CO 80433

TELEPHONE NUMBER: (303) 838-7751

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: UNNAMED CREEK

TRIBUTARY TO: PINE CREEK

COUNTY: MODOC

YEAR OF FIRST USE: 1920

DIVERSION

WITHIN: NE1/4 OF SE1/4 SECTION 34, T48N, R15E, MDB&M.

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| | May be essentially zero at times of freeze up. D. <u>Purpose of Use</u> - Specify number of acres irrigated, stock watered, persons served, etc. Irrigation acres; Stockwatering MINIMAL (I hope); Domestic 200 tover a year period other (specify) Booting fishing, swimming fish raising ice, skating other recreation and esthetic enjoyment. Wildlife use water in lake for drinking? | | | | | | | | | | | | | |
| | E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) New pump. temporarily (seasons) | | | | | | | | | | | | | y [seasonally |
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"Appropriation of Water in California".

WA

28262 Evergreen Dr. Conifer, CO 80433 December 15, 1994

State Water Resources Control Board Division of Water Rights P.O. Box 2000 Sacramento, CA 95812-2000

Re: Statement No. 002622

Hello:

The purpose of this letter is to bring you up to date on what has transpired this past summer relative to my water diversion and use (Statement No: 002622). I filed my regular triennial Supplemental Statement with your office on June 5, 1994, but I thought it best to make the information in this letter available to you now, rather that to wait until the next regular triennial statement in 1997. Please place this letter in my file so that the continuing record will be up to date.

As your records will show, one of the purposes of my riparian right water diversion is to keep our small lake (Snag Lake) filled with water. The lake is formed by a natural depression in the topography and its water level has been raised by a "dam" of rocks placed in the outlet channel. It appears as though rocks or other man-made channel obstruction to raise the lake level has been in existence, in one form or another, since the early part of this century. Water is diverted from a spring-fed stream, which spring and stream are entirely on our property. The stream is totally diverted at the point of diversion which is approximately 250' +/- from the lake.

This diverted water supplements other riparian spring waters, and possibly natural underground recharge, to fill Snag Lake in the spring of the year and to maintain the water line at its "historical high", or lacking that, at as high an elevation as possible throughout the summer and into the fall. In dry years, the water available is sometimes insufficient to fill the lake and, in any case, the level of the lake usually drops as the summer season progresses. Any water which enters the lake also leaves the lake — either at the outlet channel or from water loss through seepage and holes in the lake bottom, or both. The outlet channel soon joins the spring-fed stream channel from which the diversion is made. All water returns to the Pine Creek system — except for evaporation from the surface of the lake, which is minor.

"Historical high" in this sense, means the high water line of the last few decades. At this high water line, the surface area of the lake is approximately 1.6 to 1.7 acres and the capacity of the lake is approximately 10.6 acre-feet. These numbers were determined this year by pacing and the use of a hand level and a certain amount of fairly gross estimation—all of which was made possible by the fact that the lake went practically dry this fall and

I was on the scene to do the pacing and estimate the maximum depth, etc. Anyway, the 10.6 acre-feet is a lot closer that the 30 acre-feet I guessed at in earlier triennial reports.

For the past few decades, the high water line for Snag Lake has been established by the "dam" of rocks in the outlet channel of the lake. Use of the word "dam" is somewhat questionable in that there have been limited periods of time when some water flow has escaped from the lake to this channel even when the lake level has dropped below the top of the rocks (the high water line). This happens because the rock "dam" is not very tight. The "dam" of rocks has been maintained every few years over the past few decades to maintain its height and its capability to prevent any possibility of upstream fish passage —a possibility that is extremely remote since the local game warden's opinion is that the channel below the lake outlet does not accommodate fish.

When the lake level decreases as the summer progresses, the water flow through the rocks stops because the water level has dropped below the "natural" outlet channel. Use of the word "natural" is also questionable, because there is a long history of water management and control facilities at the lake outlet which apparently dates back to the very early 1900s. There is evidence of an old levee which was probably used to increase the water storage in the lake for hydro purposes in those early years. From the looks of the levee, the level of the lake must have been higher in those times than the elevation which we are now trying to maintain during the summer and early fall.

All of this history, above, is provided to help you understand the information that follows.

This year my wife and I arrived at our camping spot at Snag Lake on May 28. We were there in our RV until October 4, but we were away for a trip to Arizona from July 21 to August 2. Sometime during this 2-week trip, somebody broke up our rock "dam" at the outlet channel. We have inquired all over the place in an attempt to identify who did this -- so far, to no avail -- but we are still trying. Three possibilities exist: (1) some downstream water user, (2) fish enthusiasts who were removing what they perceived as a fish barrier, (3) plain flat out vandalism "for the fun of it".

Regarding the first possibility -- The water inflow to the lake this year was so low that the lake never rose to a high enough level in the outlet area to reach the rock "dam". The lake level peaked on June 28 and it was all downhill from there. By the time we left on our trip to Arizona, the water in the lake was several feet of elevation below the lake outlet. It is inconceivable that any water user could have removed the rocks to gain water this year -- but a water user might have been thinking about increasing early season runoff next year because the rock "dam" does retard spring runoff somewhat and retains it in the lake for subsequent contribution to the Pine Creek system through leakage out the lake bottom. To my knowledge, such rock removal has not happened during the 33+ years we have owned the Snag Lake property, but I have heard that such rock removal may have taken place back in the 1940s and/or 1950s by a water user that is no longer around.

Regarding the second possibility -- During the last couple of years, there has been considerable discussion and controversy in these parts concerning the possible listing of the Goose Lake Redband Trout and three other fish species as "endangered", "threatened", "sensitive" or whatever. Pine Creek is one of the streams that may be habitat to these species. It occurred to me that activists working on behalf of the fish might have removed the rocks to provide what they believed to be an enhanced migration route for the fish so that they might spawn in Snag Lake.

The third possibility is just plain vandalism. Although we have never posted our property against trespassing and, in fact, have always welcomed people to our place, there are those who resent the fact that Snag Lake is private property and not national forest land. Vandalism has occurred in the past in the form of tree cutting, a certain amount of harassment by ATVs, etc. Not a lot, but some.

In any case, we contacted Jim Langley, the watermaster, and asked him to drop up to Snag Lake so we could show him what had happened. On August 25, Jim arrived and looked over the destruction of our rock "dam". He explained that, since our riparian water right at Snag Lake was not a part of the Pine Creek adjudication, we had no formal watermaster service -- but he was certainly agreeable to hearing of the situation and to discussing various elements of our water management and future plans.

Jim confirmed my understanding that it was illegal for anyone to tamper with our rock "dam" spillway and he said that it would be OK for me to rebuild the "dam" to the elevation that existed before the tampering. I also mentioned to Jim that Cal Albright, the local State Fish and Game Warden, had agreed with me that the "dam" would be a barrier to fish -- if any fish ever get that far up that channel, which is questionable. I have rebuilt the "dam" to the pre-existing elevation and I intend to maintain it at that elevation and in a configuration that will prevent any possible upstream migration of fish. I do not want to permit any possibility of native fish entering Snag Lake because that might complicate future plans to establish a private fishing lake there.

Jim went on to say that I could continue the diversion which I have been doing for decades from the stream into the lake under my riparian right. I could even do more, such as attempt to seal up the bottom of the lake -- still under my riparian right. I am neither helped nor hindered by the existing Pine Creek adjudication, he explained, because the upper end of the adjudication stops at the east line of the Clemons' property (some distance downstream). To the extent that I am able to seal up the lake bottom, water that would have gone through the bottom of the lake, will go over the rock "dam" spillway. Either way, the water goes into the Pine Creek system below Snag Lake.

Jim explained that if anyone were to complain about my water use at Snag Lake, they would have to protest and I would "get my day in court" to show that my water use was reasonable and legal. Actually, Jim said, my use of water for lake level maintenance is probably more legitimate now than when we bought the property in 1961 because environmental values have since achieved added recognition in California water law. Our

attempt to maintain a full lake level at Snag Lake for recreational, aesthetic and other purposes is primarily to enhance the environmental values of the lake and its environs.

I asked Jim whether the general restriction to the use of the riparian right for the "storage" of water had any application to our past and continued use of diverted water to attempt to maintain the level of Snag Lake. Jim had no problem with my use of water to maintain the lake level -- it was not really "storage".

In October and November of this year, with the level of Snag Lake at an all time low, I revisited the lake and tried do do some good toward sealing of the lake bottom with bentonite. I also had some maintenance work done on the diversion ditch into the lake. Only time will tell if the effort is successful — in fact, with so many inflow and underground hydrology variables in the mix, it will be hard to assess cause and effect even if the lake level does seem to be better next summer than last.

Also, while the lake level was down in October and November, we installed a road crossing within the flowline near the outlet end of Snag Lake. This was really more like a betterment of an old existing crossing and consists of an earth fill with a couple of culverts and with a road elevation above the current historical high water line of the lake. I had previously discussed our plans to do this with Jim Langley --- no problem. We have installed an irrigation gate device on each culvert to help maintain the lake level in the event we have future problems with the rock "dam" at the historical outlet.

If you see a need for any clarification of matters contained in this letter, please advise.

Very truly yours,

Craig A Giffen

28262 Evergreen Drive Conifer, CO 80433

Phone: (303) 838-7751

STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 20003 SACRAMENTO, CA 95812-2000 901 P ST. SACRAMENTO, CA 95814 (916) 322-4503. A F SOURCES (916) 32 4-5676 ARO SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

M 8: 19 DIV. OF WATER RIGHTS SACRAMENTO

STATEMENT NO: 00-2622

CRAIG A & JANICE M GIFFEN 28262 EVERGREEN DRIVE CONIFER, CO 80433

TELEPHONE NUMBER: (303) 838-7751

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: UNNAMED CREEK

TRIBUTARY TO: PINE CREEK

COUNTY: MODOC

DIVERSION

WR: 40-1 (2/90)

0628

WITHIN: NE1/4 OF SE1/4 SECTION 34, T48N, R15E, MDB&M.

INSTRUCTIONS: Please complete Items A. B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, (Additional information on reverse side of this form.) 1991. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not ☐ Gallons **Amounts** X Acre-feet below are: known, check the months in which water was used. (other) Total Ac. Ft. Oct. Nov Dec Jan. Mar. Apr. May June July Aug. Sept. 1200 Max 1988 X X X X <u>X</u> 600 min 1200 Max 1989 X X 600 min 1200 Max 1990 X 600 min

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Total annual diversion estimated above is substantially passed on by overflow and irrigation seepage. Diversion is used to keep lake (Snaglake) full of fresh circulating water.

Excess diverted water passes over or thru lake outlet area or seeps through Stockwatering lake bottom or both. Such excess water returns to the Creek tributaries. Any consumptive use is due to evaporation andler domestic use. Snaglake Domestic contains about 30 acre-feet and is used for boating fishing swimming fishing fish raising ice skating other recreation and esthetic enjoyment (specify) Hundreds of visits per year, Livestock and wildlife use water in Other (specify) Hundreds of visits per year Livestock and wildlife use won the lake for drinking.

Changes in Method of Diversion - Describe any changes in your project since previous statement was filed. (New pump, enlarged diversion dam; location of diversion, etc.) No change If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below. I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief. , 19 <u>9</u>, at _

Signature:

1990-

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S002622

OWNER OF RECORD: CRAIG A GIFFEN

CRAIG A GIFFEN 28262 EVERGREEN DRIVE CONIFER, CO 80433

SOURCE: UNCR

TRIBUTARY TO: PINE CREEK

COUNTY: MODOC

DIVERSION

WITHIN: NEW OF SEW SECTION 34, T48N, R15E, MDB&M.

First use (probably for hydro) may have been earlier.

TELEPHONE NUMBER:
(303) 838-7751
YEAR OF FIRST USE: 1920
PARCEL NO: 024-190-16-11

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

| | CO | MPLETE | AND R | ETURN | THIS F | ORM BY | JULY 1 | 199 | 95 | . , VIV | 1995 | S.A. |
|--|-----------------------------------|--------------------------------|-------------------------------|--|--|---|--|--|---|---|-----------------------------|----------------------|
| A. <u>Water is</u> | used unde | <u>r</u> : Ripari | an claim | ı <u>. X</u> | ; Pre | 1914 rig | ght | ; O | ther (exp | olain) | | |
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| C. Amount | of Use - Ent | | | | | h month | . If mont | hly and | annual u | searen | ot-know | in PESOL |
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******PLEASE COMPLETE, SUBMIT, THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

| E. | Changes in Method of Diversion - Describe any changes in your project since your previous statement |
|-----|--|
| | was filed. (New pump, enlarged diversion dam, location of diversion, etc.) |
| • . | Ditch diversion into lake (Snag Lake) remains essentially the same as for past |
| | decades. This diversion and ditch was improved and maintained by a |
| | backhoe in 1994 to remove sediment and enhance capacity of ditch to |
| | earlier configuration. Excess diverted water passes over or through lake |
| E | earlier configuration. Excess diverted water passes over or through lake outlet, or seeps through lake bottom or both. The huge majority of the part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual |
| ١. | - amounts of reclaimed or polluted water in the space below. |
| | diversion: is passed on to Pine Creek through such outlet or seepage. The |
| | |
| | lake contains approximately 10.6 t acre feet when full. The only |
| | _consumptive use from the lake is evaporation. |
| | I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief. |
| DA | ATED: March 27, 1995, at Conster Colorado, Galifornia |
| | GNATURE: Craig a. Hiffen |
| | IINTED NAME: Craia Arthur Giffen |
| | (FIRST NAME) (M. NAME) (LAST NAME) |
| CC | OMPANY NAME: None |
| \ N | ote: Riparian water will be diverted from other reaches of Pine Creek |
| | and tributaries to water logging roads, supply water for forest fire |
| | suppression and presuppression needs, and for periodic domestic |
| | needs of farest users all for use on riparian lands. |
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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

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"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. Box 2000 Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE INFORMATION SHEET

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Such diversions and uses can occur on any or all of the

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In addition there will be on a periodic basis as-yet-unspecified

The front side of this form describes the primary, lang-term direction for statement societas

THE RESOURCES AGENCY
STATE WATER RIGHTS SOARD

STATEMENT: OF WATER DEVERSION AND USE The statement should be typewritten or legify written in sak

| | Name of person diverting water Craig A. Giffen and Janice M. Giffen |
|------|---|
| | Address 14004 Shippers Lane, Rockville, Maryland 20853 |
| В. | Name of body of wager at point of diversion Unnamed creek which rises on diverter's property and is property and is Tributary to an unnamed creek which is tributary to Pine Creek |
| · c. | Place of diversion NE / SE // Section 34 , Township 48N , Range 15E MD Mode County, or locate it on sketch of section grid on reverse side with regard to section lines. |
| | prominent local landmarks. |
| D | Name of works NO name |
| E. | Capacity of diversion works Natural lake (Snag Lake) with raised out Capacity of sorege reservoir let holds about 30 acre-fiet scre-feet |
| | State quantity of water used each month in gallons or acre-feet O CIS or natural flow whichever is less for 365 days per year Year Jan. Feb. Mar. Apr. May June July Aug. Sept. Oct. Nov. Dec. Annual |
| | x x x x x x x x x x x x x x x x x x x |
| ٠. | Diversion is used to keep lake full of fresh, circulating water. |
| | If monthly and annual use are not known, check months in which water was used. State extent of use in units, such a acres of each crop irrigated, average number of persons served, number of stock watered, etc. Lake is used to recreation, boating, fishing and aesthetic enjoyment. Rundreds of |
| | Visits per year. Maximum annual water use in recent years. 1200 acre-feet including overflow sales and seepage. Minimum annual water use in recent years. 600 acre-feet including overflow sales and seepage. |
| | Type of diversion facility: gravity X pump scre-feet |
| | Method of measurement: weir , flume , electric power meter , water meter , estimate |
| F | Purpose of hise (what water is being used for Keep lake (Snag Lake) full of fresh, circuit water for recreation, Souting, fishing and aesthetic purposes. In addition, some domestic use is made of the diverged water. |
| | |
| | General description or location of place of use (use sketch of section grid on reverse side if you desire) Lake (Sna is located in NET SET and SET NET or section 34, T 48 N, R 15 E, NOTA |
| ŀ | Lake water was used for hydro purposes as early at the 1920s or before. Evidence indicates that a diversion (substant) the same as the current one) was used at that time. Renewed diversion Name of person filing statement works existed prior to 1956. Strengthening and set |
| | Craig A. Giffen ment of diversion works has occurred 1956 to Property Owner (JT) Organization — |
| | Address 14004 Shippers, Lane, Rockville, Maryland 20853 |
| I | certify that the foregoing statements are true and correct to the best of my knowledge and brilling |
| . 1 | Date signed July 9, 1967 Grate Vol. (a) |
| | See Interaction on Rivers Side |
| | WRB 40 to set |